IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 21127 of 2002

Between:

Priyadarshini P.G.College, Rep by its Secretary-cum-Correspondent.Ch.Rama Rao
7-1-36, Dharam Karama Raod, Ameerpet,
Hyderabad-16.

..... PETITIONER

AND

1 The All India Council for Techinical Education Rep by its Member Secretary, Indira Gandhi Sports Complex, New Delhi.
2 The Director Admissions-MBA/MCA 2002, Osmania University, Hyderabad
3 The Government of Andhra Pradesh Rep by its Secretary, Higher Education Department, Secretariat, Hyderabad.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the 1st respondent in reducing the approved intake of the petitioner College from 30 to 20 seats in MBA course vide the impugned proceedings No.431/AP-20/ET-APR(M)/97, dt: 24.6.2002 as arbitrary, illegal, by way of issuance of a Writ, order or direction, one more particularly in the nature of Writ of Mandamus and consequently direct the 1st respondent to restore approval to the petitioner institution for 30 seats in MBA programme on and from the academic year 2002-2003

Counsel for the Petitioner:MR.S.SRI RAM

Counsel for Respondent No. 1 : MR.S.S.PRASAD

Counsel for Respondent No. 2 : MR. DEEPAK BHATTACHARJEE

Counsel for the Respondent No.3: GP FOR HIGHER EDUCATION

The Court made the following :

ORDER:

The present writ petition was filed questioning the proceedings of the first respondent dated 24-6-2002 in so far as reducing the approved intake of students for conduct of management programmes for the period 2002-03.

This Court while admitting the writ petition, granted interim suspension by order dated 24-10-2002, which reads as under:

> "Prima facie, it is evident that the intake in the petitioner institute was reduced without assigning any reason or without issuing any show cause notice. Reduction of intake will not only result in hardship to the petitioner but also would render the correspondent infrastructure waste and depletion of seats. Apart from affecting the interests of the institution, the interests of the students also is involved in the matter. Accordingly, there shall be interim suspension of the impugned order.
>
> It is however made clear that it shall be open to the respondents to require the petitioner to comply with the deficiencies, if any."
>
> In view of the fact that the original intake stands restored, the respondents shall take appropriate steps to allot the candidates. Notice.

Learned counsel for petitioner submitted that in view of the interim orders, no further orders are required to be passed in the present writ petition.

Accordingly, the writ petition is dismissed as infructuous.
No costs.

_____

N.V.RAMANA,J

22-6-2005

TVK

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Member Secretary, All India Council for Techinical Education, Indira Gandhi Sports Complex, New Delhi.
2 The Director Admissions-MBA/MCA 2002, Osmania University, Hyderabad
3 The Secretary Government of Andhra Pradesh, Higher Education Department, Secretariat, Hyderabad.

4) 2 CD copies

5). 2 CCs to Government Pleader for Higher Education, High Court of A.P. Buildings, Hyderabad (OUT)

*Form-NIC-OGS/WP{**MN**}*